

## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Eisenbach Consulting, LLC \_\_\_\_\_, d/b/a \_\_\_\_\_, for approval to offer, render, furnish, or supply natural gas supply services as a(n) [as specified in item #4b below] to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

### 1. IDENTIFICATION AND CONTACT INFORMATION

- a. **IDENTITY OF THE APPLICANT:** Provide name (including any fictitious name or d/b/a), primary address, web address, and telephone number of Applicant:

**Eisenbach Consulting, LLC**  
**5759 Eagles Nest Blvd, Suite 1**  
**Tyler, TX 75703**  
**Web address: [www.eisenbachconsulting.com](http://www.eisenbachconsulting.com)**  
**Telephone: 1-800-927-9800**

- b. **PENNSYLVANIA ADDRESS / REGISTERED AGENT:** If the Applicant maintains a primary address outside of Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's secondary office within Pennsylvania. If the Applicant does not maintain a physical location within Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's Registered Agent within Pennsylvania.

**Corporation Service Company**  
**2595 Interstate Drive, Suite 103**  
**Harrisburg, PA 17110**  
**Telephone: 1-800-927-9800**  
**Fax: 302-636-5454**

- c. **REGULATORY CONTACT:** Provide the name, title, address, telephone number, fax number, and e-mail address of the person to whom questions about this Application should be addressed.

**Angela Miles, Accounting & Regulatory Affairs Director**  
**5759 Eagles Nest Blvd, Suite 1**  
**Tyler, TX 75703**  
**Telephone: 903-705-6956**  
**Fax: 1-800-977-4020**  
**Email: [accounting@eisenbachconsulting.com](mailto:accounting@eisenbachconsulting.com)**

- d. **ATTORNEY:** Provide the name, address, telephone number, fax number, and e-mail address of the Applicant's attorney. If the Applicant is not using an attorney, explicitly state so.

**Applicant is not using an attorney.**

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** Provide the name, title, address, telephone number, fax number, and e-mail **OF THE PERSON AND AN ALTERNATE PERSON (2 REQUIRED)** responsible for addressing customer complaints. These persons will ordinarily be the initial

point(s) of contact for resolving complaints filed with the Applicant, the Natural Gas Distribution Company, the Pennsylvania Public Utility Commission, or other agencies. The main contact's information will be listed on the Commission website list of licensed NGSS.

**Main Contact: Sandy Eisenbach, Managing Director**  
**Telephone: 817-966-8603**  
**Email: sandy@eisenbachconsulting.com**

**Alternate Contact: Nathan Woodfin, Managing Consultant**  
**Telephone: 866-528-9781**  
**Email: nathan@eisenbachconsulting.com**

**Fax: 1-800-977-4020**  
**Address: 5759 Eagles Nest Blvd, Suite 1, Tyler, TX 75703**

## **2. BUSINESS ENTITY FILINGS AND REGISTRATION**

**a. FICTITIOUS NAME:** *(Select appropriate statement and provide supporting documentation as listed.)*

☐ The Applicant will be using a fictitious name or doing business as ("d/b/a")

Provide a copy of the Applicant's filing with Pennsylvania's Department of State  
Pursuant to 54 Pa. C.S. §311.

**Or**

☒ The Applicant will not be using a fictitious name.

**b. BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:**

*(Select appropriate statement and provide supporting documentation. As well, understand that Domestic means being formed within Pennsylvania and foreign means being formed outside Pennsylvania.)*

☐ The Applicant is a sole proprietor.

- If the Applicant is located outside the Commonwealth, provide proof of compliance with 15 Pa. C.S. §4124 relating to Department of State filing requirements.

**Or**

☐ The Applicant is a:

- ☐ domestic general partnership (\*)
- ☐ domestic limited partnership (15 Pa. C.S. §8511)
- ☐ foreign general or limited partnership (15 Pa. C.S. §4124)
- ☐ domestic limited liability partnership (15 Pa. C.S. §8201)
- ☐ foreign limited liability general partnership (15 Pa. C.S. §8211)
- ☐ foreign limited liability limited partnership (15 Pa. C.S. §8211)

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Give name, d/b/a, and address of partners. If any partner is not an individual, identify the business nature of the partner entity and identify its partners or officers.
- Provide the state in which the business is organized/formed and provide a copy of the Applicant's charter documentation.
- \* If a corporate partner in the Applicant's domestic partnership is not domiciled in Pennsylvania, attach a copy of the Applicant's Department of State filing pursuant to 15 Pa. C.S. §4124.

**or**

**X** The Applicant is a:

- ☐ domestic corporation (15 Pa. C.S. §1308)
- ☐ foreign corporation (15 Pa. C.S. §4124)
- ☐ domestic limited liability company (15 Pa. C.S. §8913)
- ☒ foreign limited liability company (15 Pa. C.S. §8981)
- ☐ Other (Describe):

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
- Give name and address of officers.

**Sandy Eisenbach**  
**5759 Eagles Nest Blvd, Suite 1**  
**Tyler, TX 75703**

### **3. AFFILIATES AND PREDECESSORS**

*(both in state and out of state)*

- a. AFFILIATES:** Give name and address of any affiliate(s) currently doing business and state whether the affiliate(s) are jurisdictional public utilities. If the Applicant does not have any affiliates doing business, explicitly state so. Also, state whether the applicant has any affiliates that are currently applying to do business in Pennsylvania.

**None**



- b. **PREDECESSORS:** Identify the predecessor(s) of the Applicant and provide the name(s) under which the Applicant has operated within the preceding five (5) years, including address, web address, and telephone number, if applicable. If the Applicant does not have any predecessors that have done business, explicitly state so.

None

#### 4. OPERATIONS

- a. **APPLICANT'S PRESENT OPERATIONS:** *(select and complete the appropriate statement)*

Definitions

- Supplier – an entity which provides natural gas supply services to retail gas customers utilizing the jurisdictional facilities of an natural gas distribution company
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of natural gas but does not take title to the natural gas.

- ☒ The Applicant is presently doing business in Pennsylvania as a

- ☐ natural gas interstate pipeline
- ☐ municipality providing service outside its municipal limits
- ☐ local gas distribution company
- ☐ retail supplier of natural gas services in the Commonwealth
- ☐ a natural gas producer
- ☒ a broker/marketer engaged in the business of supplying natural gas services
- ☐ Other. (Identify the nature of service being rendered)

or

- ☐ The Applicant is not presently doing business in Pennsylvania.

- b. **APPLICANT'S PROPOSED OPERATIONS:** The Applicant proposes to operate as a:

- ☐ Supplier or Aggregator of natural gas services
- ☐ Municipal supplier of natural gas services
- ☐ Cooperative supplier of natural gas services
- ☒ Broker/Marketer engaged in the business of supplying natural gas services
  - ☒ Check here to verify that your organization will not be taking title to the natural gas nor will you be making payments for customers.
- ☐ Other (Describe):



- c. **PROPOSED SERVICES:** Describe in detail the natural gas supply services which the Applicant proposes to offer.

**Electricity and Natural Gas Procurement  
Bill Auditing  
Demand Response Consulting  
Power Factor Correction Consulting  
Co-Generation Procurement and Brokerage**

- d. **PROPOSED SERVICE AREA:** Check the box of each Natural Gas Distribution Company for which the Applicant proposes to provide service.

☐ Columbia  
☐ National Fuel Gas  
☐ PECO  
☐ Peoples Natural Gas Company

☐ Philadelphia Gas Works  
☐ UGI Utilities – Gas Division  
☐ Valley Energy

☒ All of the above

- e. **CUSTOMERS:** Applicant proposes to provide services to:

☐ Residential Customers  
☐ Small Commercial Customers - (Less than 6,000 Mcf annually)  
☐ Large Commercial Customers - (6,000 Mcf or more annually)  
☐ Industrial Customers  
☐ Governmental Customers  
☒ All of above  
☐ Other (Describe):  
☐ Residential and Small Commercial Customers in a Mixed Meter Capacity -

This customer class reflects situations in which a large commercial, industrial, and/or governmental customer account also contains features of residential and/or small commercial customers. In this instance, the residential and/or small commercial portion must be an incidental portion of the larger account. **This customer class alone does not allow marketing targeted directly to residential and/or small commercial customers.** Further information may be found in the Requirements Applicable to Mixed Meter Scenarios Secretarial Letter served March 25, 2011, at Docket No. M-2009-2082042.

- f. **START DATE:** Provide the approximate date the Applicant proposes to actively market within the Commonwealth.

**Immediately**

## 5. COMPLIANCE

- a. **CRIMINAL/CIVIL PROCEEDINGS:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, has been or is currently the defendant of a criminal or civil proceeding within the last five (5) years.

Identify all such proceedings (active or closed), by name, subject and citation; whether before an administrative body or in a judicial forum. If the Applicant has no proceedings to list, explicitly state such.

**Applicant has no proceedings.**

- b. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any such proceedings listed above.

**N/A**

- c. **CUSTOMER/REGULATORY/PROSECUTORY ACTIONS:** Identify all formal or escalated actions or complaints filed with or by a customer, regulatory agency, or prosecutory agency against the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, for the prior five (5) years, including but not limited to customers, Utility Commissions, and Consumer Protection Agencies such as the Offices of Attorney General. **Applicant should also include if it had a Pennsylvania PUC EGS or NGS license previously cancelled by the Commission.** If the Applicant has no actions or complaints to list, explicitly state such.

**Eisenbach Consulting, LLC's Electricity Broker License was withdrawn in April 2018 by the Commonwealth of Massachusetts Department of Public Utilities. This withdrawal was due to an unintentional oversight as we transitioned responsibility for regulatory affairs internally. License has since been reinstated as of May 8, 2019.**

**Eisenbach Consulting, LLC's Electric Generation Supplier License was cancelled on December 17, 2018 by the Pennsylvania Public Utility Commission. This cancellation was due to an unintentional oversight as we transitioned responsibility for regulatory affairs internally. Eisenbach applied for a new License in 2019 but the application was denied. The COVID pandemic resulted in applicant's failure to reapply. Applicant is applying for a new license.**

**Eisenbach Consulting, LLC's Registration as an Energy Agent, Private Aggregator and Energy Consultant for the State of New Jersey Board of Public Utilities expired on October 14, 2016. The expiration was due to an unintentional oversight as we transitioned the responsibility for regulatory affairs internally. All issues have been resolved, a settlement was paid, and Registration has since been reinstated as of May 5, 2020.**

- d. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any actions listed above.

**Electricity Broker License reinstated as of May 8, 2019 by the Commonwealth of Massachusetts Department of Public Utilities.**

**Applicant is applying for a new Electric Generation Supplier License to the Pennsylvania Public Utility Commission.**

**Energy Agent, Private Aggregator and Energy Consultant Registration reinstated as of May 5, 2020 by the State of New Jersey Board of Public Utilities.**



## 6. PROOF OF SERVICE

**Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.**  
*(Example Certificate of Service is attached at Appendix C)*

- a.) **STATUTORY AGENCIES:** Pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14, provide proof of service of a signed and verified Application with attachments on the following:

**Office of Consumer Advocate**  
 5th Floor, Forum Place  
 555 Walnut Street  
 Harrisburg, PA 17120

**Office of the Attorney General  
 Bureau of Consumer Protection**  
 Strawberry Square, 14th Floor  
 Harrisburg, PA 17120

**Office of the Small Business Advocate**  
 Commerce Building, Suite 202  
 300 North Second Street  
 Harrisburg, PA 17101

**Department of Revenue  
 Bureau of Compliance**  
 PO Box 281230  
 Harrisburg, PA 17128-1230

**Pennsylvania Public Utility Commission  
 Bureau of Investigation & Enforcement**  
 Commonwealth Keystone Building  
 400 North Street, 2 West  
 Harrisburg, PA 17120

- b.) **NGDCs:** Pursuant to Sections 1.57 and 1.58 of the Commission's Regulations, 52 Pa. Code §§1.57 and 1.58, provide Proof of Service of the Application and attachments upon each of the Natural Gas Distribution Companies the Applicant proposed to provide service in. Upon review of the Application, further notice may be required pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14. Contact information for each NGDC is as follows.

<b>Columbia Gas of PA, Inc.</b> Transport Support Services 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4980 e-mail: <a href="mailto:transportevaluations@nisource.com">transportevaluations@nisource.com</a>	<b>National Fuel Gas Distribution Corp.</b> Daniel Czechowicz, Director – Gas Supply Administration 6363 Main Street Williamsville, NY 14221 PH: 716.857.6917 e-mail: <a href="mailto:czechowiczd@natfuel.com">czechowiczd@natfuel.com</a>
<b>Peoples Natural Gas Company LLC</b> Carol Scanlon 375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577 e-mail: <a href="mailto:Carol.Scanlon@peoples-gas.com">Carol.Scanlon@peoples-gas.com</a>	<b>PECO</b> Suzette Adams, Sr. Manager, Gas Supply and Transportation 2301 Market Street, S-18 Philadelphia, PA 19103 PH: 215.841.6467 Email: <a href="mailto:Suzette.Adams@exeloncorp.com">Suzette.Adams@exeloncorp.com</a>
<b>Philadelphia Gas Works</b> Ryan Reeves, Director Supply Transportation & Control 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.787.5103 email: <a href="mailto:pgwchoicesupply@pgworks.com">pgwchoicesupply@pgworks.com</a>	<b>UGI Utilities, Inc. – Gas Division</b> Sherry Epler 1 UGI Drive Denver, PA 17517 PH: 610.796.3447 Email: <a href="mailto:sepler@ugi.com">sepler@ugi.com</a>
<b>Valley Energy Inc.</b>	



Ed Rogers 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: erogers@ctenterprises.org	
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## 7. FINANCIAL FITNESS

- a. **BONDING:** In accordance with 66 Pa. C.S. Section 2208(c), no natural gas supplier license shall be issued or remain in force unless the applicant or holder furnishes a bond or other security in a form and amount to ensure the financial responsibility of the natural gas supplier. The criteria used to determine the amount and form of such bond or other security shall be set by each NGDC. Provide documentation that the applicant has met the security requirement of each NGDC by submitting the letters sent by the NGDCs stating what bonding amounts they require. The contact information is located in Section 6.b.
- b. **FINANCIAL RECORDS, STATEMENTS, AND RATINGS:** Applicant must provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following:
- Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
  - Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient)
  - Applicant's accounting statements, including balance sheet and income statements for the past two years.
  - Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports.
  - A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.
  - Audited financial statements exhibiting accounts over a minimum two year period.
  - Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

**Accounting statements separately filed via hard copy as confidential documents to Commission Secretary.**

- c. **SUPPLIER FUNDING METHOD:** If Applicant is operating as anything other than Broker/Marketer only, explain how Applicant will fund its operations. Provide all credit agreements, lines of credit, etc., and elaborate on how much is available on each item.
- d. **BROKER PAYMENT STRUCTURE:** If applicant is a broker/marketer, explain how your organization will be collecting your fees.

**Eisenbach does not bill customers directly for broker services. Customers pay their bills directly to the electric distribution company or supplier, as appropriate. Eisenbach is then**

compensated for its services by the electric generation supplier serving the customer. The charges for Eisenbach's services are not reflected on customer's bill as an Eisenbach charge.

- e. **ACCOUNTING RECORDS CUSTODIAN:** Provide the name, title, address, telephone number, FAX number, and e-mail address of Applicant's custodian for its accounting records.

**Angela Miles, Accounting & Regulatory Affairs Director**  
**5759 Eagles Nest Blvd, Suite 1**  
**Tyler, TX 75703**  
**Telephone: 903-705-6956**  
**Fax: 1-800-977-4020**  
**Email: [accounting@eisenbachconsulting.com](mailto:accounting@eisenbachconsulting.com)**

- f. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as Appendix D to this application.

*All sections of the Tax Certification Statement must be completed. Submitting N/A on either the Sales Tax License Number or the Employer ID Number (items 7A and 7B) shall be accompanied by supporting documentation or an explanation validating the absence of such information.*

*Items 7A and 7C on the Tax Certification Statement are designated by the Pennsylvania Department of Revenue. Item 7B on the Tax Certification Statement is designated by the Internal Revenue Service.*

**Tax Certification Statement separately filed via hard copy as confidential document to Commission Secretary.**

## **8. TECHNICAL FITNESS:**

To ensure that the present quality and availability of service provided by natural gas distribution companies does not deteriorate, the Applicant shall provide sufficient information to demonstrate technical fitness commensurate with the service proposed to be provided.

- a. **EXPERIENCE, PLAN, STRUCTURE:** such information may include:

- Applicant's previous experience in the natural gas industry.
- Summary and proof of licenses as a supplier of natural gas services in other states or jurisdictions.
- Type of customers and number of customers Applicant currently serves in other jurisdictions.
- Staffing structure and numbers as well as employee training commitments.
- Business plans for operations within the Commonwealth.
- Any other information appropriate to ensure the technical capabilities of the Applicant.

- b. **PROPOSED MARKETING METHOD** (check all that apply)



Internal – Applicant will use its own internal resources/employees for marketing  
External NGS – Applicant will contract with a **PUC LICENSED NGS**



- ☐ Affiliate – Applicant will use a **NON-NGS affiliate that is a nontraditional marketer and/or marketing services consultant**
- ☐ External Third-Party – Applicant will contract with a **NON-NGS third party nontraditional marketer and/or non-selling marketer**
- ☐ Other (Describe):

**c. DOOR TO DOOR SALES:** Will the Applicant be implementing door to door sales activities?

- ☐ Yes
- ☒ No

If yes, will the Applicant be using verification procedures?

- ☐ Yes
- ☐ No

If yes, describe the Applicant's verification procedures.

**d. OVERSIGHT OF MARKETING:** Explain all methods Applicant will use to ensure all marketing is performed in an ethical manner, for both employees and subcontractors.

**Eisenbach Consulting, LLC employs a Marketing Director who oversees all marketing operations. He is tasked with his responsibilities under the guidance of the Managing Director, Sandy Eisenbach, who supervises his work. All marketing and sales work is done with care and attention to our guiding principles: 1. "Always do the right thing." And 2. "People Matter Most." Part of doing the right thing is abiding by the rules of the Pennsylvania "UC Rules for broker and marketers."**

**In addition, Eisenbach Consulting, LLC strives to be a leader in ethical client-focused business practices which we maintain through comprehensive training, team-driven accountability and employee compensation that encourages ethical top-end advisory services for our clients. Employees are provided excellent training resources, and failures are seen as an opportunity for positive-corrective actions, which are taken as warranted**

**e. OFFICERS:** Identify Applicant's chief officers, and include the professional resumes for any officers directly responsible for operations. All resumes should include date ranges and job descriptions containing actual work experience.

**Sandy Eisenbach, Managing Director**

## **9. DISCLOSURE STATEMENT:**

*(Not applicable for an applicant applying for a license exclusively as a broker/marketer.)*



**DISCLOSURE STATEMENTS:** If proposing to serve Residential and/or Small Commercial (less than 6,000 Mcf annually) Customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix E to this Application.

- Natural gas should be priced in clearly stated terms to the extent possible. Common definitions should be used. All consumer contracts or sales agreements should be written in plain language with any exclusions, exceptions, add-ons, package offers, limited time offers or other deadlines prominently communicated. Penalties and procedures for ending contracts should be clearly communicated.

## **10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS**

- a. STANDARDS OF CONDUCT AND DISCLOSURE:** As a condition of receiving a license, Applicant agrees to conform to any Uniform Standards of Conduct and Disclosure as set forth by the Commission. Further, the Applicant agrees that it must comply with and ensure that its employees, agents, representatives, and independent contractors comply with the standards of conduct and disclosure set out in Commission regulations at 52 Pa. Code § 62.114.

**X**      **AGREED**

- b. REPORTING REQUIREMENTS:** Applicant agrees to provide the following information to the Commission:

- Reports of Gross Receipts: Applicant shall file an annual report with the Commission on an annual basis no later than April 30<sup>th</sup> following the end of the calendar year per 52 Pa. Code § 62.110.

**X**      **AGREED**

- c. TRANSFER OF LICENSE:** The Applicant understands that if it plans to transfer its license to another entity, it is required to request authority from the Commission for permission prior to transferring the license. See 66 Pa. C.S. § 2208(d). Transferee will be required to file the appropriate licensing application.

**X**      **AGREED**

- d. ANNUAL FEES:** The Public Utility Code authorizes the PUC to collect an annual fee of \$350 from suppliers, brokers, marketers, and aggregators selling natural gas in the Commonwealth of PA, and a supplemental fee based on annual gross intrastate revenues, applicable to suppliers only.

**X**      **ACKNOWLEDGED**

- e. FURTHER DEVELOPMENTS:** Applicant is under a continuing obligation to amend its application if substantial changes occur to the information upon which the Commission relied in approving the original filing. See 52 Pa. Code § 62.105.

**X**      **AGREED**

- f. **FALSIFICATION:** The Applicant understands that the making of false statement(s) herein may be grounds for denying the Application or, if later discovered, for revoking any authority granted pursuant to the Application. This Application is subject to 18 Pa. C.S. §§4903 and 4904, relating to perjury and falsification in official matters.

☒ AGREED

- g. **NOTIFICATION OF CHANGE:** If your answer to any of these items changes during the pendency of your application or if the information relative to any item herein changes while you are operating within the Commonwealth of Pennsylvania, you are under a duty to so inform the Commission, within thirty (30) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 62.105.

☒ AGREED

- h. **CEASING OF OPERATIONS:** Applicant is also required to officially notify the Commission if it plans to cease doing business in Pennsylvania, 90 days prior to ceasing operations.

☒ AGREED

- i. **FILING FEE:** The Applicant has enclosed or paid the required, non-refundable filing fee by **CERTIFIED CHECK OR MONEY ORDER** in the amount of \$350.00 payable to the Commonwealth of Pennsylvania. The Commission does not accept corporate or personal checks for filing fees.

☒ PAYMENT ENCLOSED

**11. AFFIDAVITS**  
**(All affidavits must be notarized before filing.)**

- a.) **APPLICATION AFFIDAVIT:** Complete and submit with your filing an officially notarized Application Affidavit stating that all the information submitted in this application is truthful and correct. An example copy of this Affidavit can be found at Appendix A.
- b.) **OPERATIONS AFFIDAVIT:** Provide an officially notarized affidavit stating that you will adhere to the Public Utility Code of Pennsylvania and applicable federal and state laws. An example copy of this Affidavit can be found at Appendix B.



## 12. NEWSPAPER PUBLICATIONS

**Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.**

Notice of filing of this Application must be published in newspapers of general circulation covering each county in which the applicant intends to provide service. The newspapers in which proof of publication are required is dependent on the service territories the applicant is proposing to serve.

The chart below dictates which newspapers are necessary for each NGDC. For example, an applicant that wants to operate in Peoples Natural Gas would need to run ads in The Erie Times-News, the Pittsburgh Post-Gazette, and the Johnstown Tribune-Democrat. If the applicant is proposing to serve the entire Commonwealth, please file proof of publication in all seven newspapers.

The only acceptable verification of this requirement is with Notarized Proofs of Publication, which may be requested from each newspaper and must be supplied with this application. Applicants do not need a docket number in their publication. Docket numbers will be issued when all criteria on the item 14 checklist (see below) are satisfied.

**Please note that original Proofs submitted with Eisenbach Consulting, LLC's Electric Generation Supplier broker license application. Copies enclosed.**

	Erie Times-News	Harrisburg Patriot-News	Philadelphia Daily News or Philadelphia Inquirer	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Columbia Gas	X	X		X		X	X
National Fuel Gas	X			X			
PECO			X				
Peoples Natural Gas	X			X			X
Philadelphia Gas Works			X				
UGI Utilities – Gas Div.	X	X	X	X	X	X	X
Valley Energy					X	X	
Entire Commonwealth	X	X	X	X	X	X	X

(Newspaper Publication Templates are provided at Appendices F and G)

## 13. SIGNATURE

Applicant: Eisenbach Consulting, LLC

By: 

Title: Managing Director



## 14. CHECKLIST

For the applicant's convenience, please use the following checklist to ensure all relevant sections are complete. The Commission Secretary's Bureau will not accept an application unless each of the following sections is complete.

**Applicant:** Eisenbach Consulting, LLC

Applicant's Use		<b>Signature</b>		PUC Secretary's Bureau Use
	✓	<b>Filing Fee (ONLY CERTIFIED CHECK OR MONEY ORDER)</b>		
	✓	<b>Application Affidavit</b>		
	✓	<b>Operations Affidavit</b>		
	✓	<b>Proof of Publication</b>		
	✓	<b>Tax Certification Statement</b>		
	✓	<b>Commonwealth Department of State Verification</b>		
	✓	<b>Certificate of Service</b>		

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of New Hampshire :

ss.

County of Hillsborough :

Sandy Eisenbach, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the Managing Director (Office of Affiant) of Eisenbach Consulting, LLC (Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]


That the Applicant herein Eisenbach Consulting, LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an natural gas supplier pursuant to 66 Pa. C.S. § 2208 (c)(1).

That the Applicant herein Eisenbach Consulting, LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

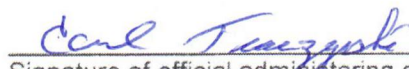
That the Applicant herein Eisenbach Consulting, LLC acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

That the Applicant herein Eisenbach Consulting, LLC acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.

  
Signature of Affiant

Sworn and subscribed before me this 26 day of Oct, 2022

  
Signature of official administering oath

My commission expires 7-27-27

CARL D. TRACZYNSKI, Notary Public  
State of New Hampshire  
My Commission Expires July 27, 2027

## Appendix B

### OPERATIONS AFFIDAVIT

[Commonwealth/State] of New Hampshire :

: SS.

County of Hillsborough :

Sandy Eisenbach, Affiant, being duly [sworn/affirmed] according to law,  
deposes and says that:

[He/she is the Managing Director (Office of Affiant) of Eisenbach Consulting, LLC  
(Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]

That Eisenbach Consulting, LLC, the Applicant herein, acknowledges that [Applicant] may have obligations pursuant to this Application consistent with the Public Utility Code of the Commonwealth of Pennsylvania, Title 66 of the Pennsylvania Consolidated Statutes; or with other applicable statutes or regulations including Emergency Orders which may be issued verbally or in writing during any emergency situations that may unexpectedly develop from time to time in the course of doing business in Pennsylvania.

That Eisenbach Consulting, LLC, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render natural gas supply service within the Commonwealth of Pennsylvania and that the Applicant will abide by all applicable federal and state laws and regulations and by the decisions of the Pennsylvania Public Utility Commission.

That Eisenbach Consulting, LLC, the Applicant herein, certifies to the Commission that it is subject to, will pay, and in the past has paid, the full amount of taxes imposed by Articles II and XI of the Act of March 4, 1971 (P.L. 6, No. 2), known as the Tax Reform Act of 1971 and any tax imposed by Chapter 22 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of Chapter 28 shall be cause for the Commission to revoke the license of the Applicant. The Applicant acknowledges that it shall report to the Commission its jurisdictional natural gas sales for ultimate consumption, for the previous year or as otherwise required by the Commission. The Applicant also acknowledges that it is subject to 66 Pa. C.S. §506 (relating to the inspection of facilities and records).

Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.



## Appendix B (Continued)

That Eisenbach Consulting, LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506 and the standards and billing practices of 52 PA. Code Chapter 56.

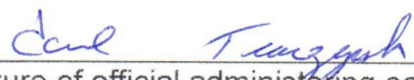
That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Office of Communications or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.



Signature of Affiant

Sworn and subscribed before me this 26 day of Oct, 2022.

  
Signature of official administering oath

My commission expires 7-27-27

**CARL D. TRACZYNSKI, Notary Public**  
State of New Hampshire  
My Commission Expires July 27, 2027

## Appendix C

### CERTIFICATE OF SERVICE

On this 31 day of October, 2022, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as a Natural Gas Supplier and all NON-CONFIDENTIAL attachments have been served, as either a hardcopy or searchable PDF version on a cd-rom, upon the following:

**Office of Consumer Advocate**

5th Floor, Forum Place  
555 Walnut Street  
Harrisburg, PA 17120

**Office of the Small Business Advocate**

Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101

**Columbia Gas of PA, Inc.**

Transport Support Services  
290 W. Nationwide Blvd.  
Columbus, OH 43215  
PH: 614.460.4980  
e-mail: [transportevaluations@nisource.com](mailto:transportevaluations@nisource.com)

**Peoples Natural Gas Company LLC**

Carol Scanlon  
375 North Shore Drive  
Pittsburgh, PA 15212  
PH: 412.208.6931  
FAX: 412.208.6577  
e-mail: [Carol.Scanlon@peoples-gas.com](mailto:Carol.Scanlon@peoples-gas.com)

**Philadelphia Gas Works**

Ryan Reeves, Director Supply Transportation  
& Control  
800 West Montgomery Avenue  
Philadelphia, PA 19122  
PH: 215.787.5103  
email: [pgwchoicesupply@pgworks.com](mailto:pgwchoicesupply@pgworks.com)

**Valley Energy Inc.**

Ed Rogers  
523 South Keystone Avenue  
Sayre, PA 18840-0340  
PH: 570.888.9664  
FAX: 570.888.6199  
email: [erogers@cteneterprises.org](mailto:erogers@cteneterprises.org)

**Office of the Attorney General**

**Bureau of Consumer Protection**  
Strawberry Square, 14th Floor  
Harrisburg, PA 17120

**Department of Revenue**

**Bureau of Compliance**  
PO Box 281230  
Harrisburg, PA 17128-1230

**Pennsylvania Public Utility Commission**

**Bureau of Investigation & Enforcement**  
Commonwealth Keystone Building  
400 North Street, 2 West  
Harrisburg, PA 17120

**National Fuel Gas Distribution Corp.**


Daneil Czechowicz, Director - Gas Supply  
Administration  
6363 Main Street  
Williamsville, NY 14221  
PH: 716.857.6917  
e-mail: [czechowiczd@natfuel.com](mailto:czechowiczd@natfuel.com)

**PECO**

Suzette Adams, Manager, Gas Supply and  
Transportation  
2301 Market Street, S-18  
Philadelphia, PA 19103  
PH: 215.841.6467  
Email: [Suzette.Adams@exeloncorp.com](mailto:Suzette.Adams@exeloncorp.com)

**UGI Utilites Inc. - Gas Division**

Sherry Epler  
1 UGI Drive  
Denver, PA 17517  
PH: 610.796.3447  
Email: [sepler@ugi.com](mailto:sepler@ugi.com)

  
Sandy Eisenbach, Managing Director  
Eisenbach Consulting, LLC





## Office of the Secretary of State

May 11, 2004

Attn: Sandy Eisenbach  
Eisenbach Consulting  
PO Box 41  
Bedford, TX 76095 USA

RE: Eisenbach Consulting, LLC  
File Number: 800339877

It has been our pleasure to file the articles of organization and issue the enclosed certificate of organization evidencing the existence of the newly created limited liability company.

Unless exempted, limited liability companies are subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the company at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the company. The first year franchise tax return will be due a year and ninety days following organization. Thereafter, an annual franchise tax return is due in May of each year. If you need to contact the Comptroller about franchise taxes, you may contact the agency by calling (800) 252-1381, by e-mail to [tax.help@cpa.state.tx.us](mailto:tax.help@cpa.state.tx.us) or by writing P. O. Box 13528, Austin, TX 78711-3528. Telephone questions regarding other business taxes, including sales taxes, should be directed to (800) 252-5555.

Limited liability companies do not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the company needs to amend one of the provisions in its articles of organization. It is important for the company to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in involuntary dissolution of the company.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section  
Statutory Filings Division  
(512) 463-5555

Enclosure



## Office of the Secretary of State

### CERTIFICATE OF ORGANIZATION OF

Eisenbach Consulting, LLC  
Filing Number: 800339877

The undersigned, as Secretary of State of Texas, hereby certifies that Articles of Organization for the above named company have been received in this office and have been found to conform to law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary by law, hereby issues this Certificate of Organization.

Issuance of this Certificate of Organization does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 05/06/2004

Effective: 05/06/2004



A handwritten signature in black ink, appearing to read "G. Connor".

Geoffrey S. Connor  
Secretary of State



**Form 205**  
**(revised 6/01)**

Return in Duplicate to:  
Secretary of State  
P.O. Box 13697  
Austin, TX 78711-3697  
FAX: 512/463-5709

**Filing Fee: \$200**



**Articles of Organization**  
**For A**  
**Texas Limited Liability**  
**Company Act**

This space reserved for office use.

**FILED**  
In the Office of the  
Secretary of State of Texas

**MAY 06 2004**

**Corporations Section**

**Article 1 - Name**

The name of the limited liability company is as set forth below:

Eisenbach Consulting, LLC

The name of the entity must contain the words "Limited Liability Company" or "Limited Company," or an accepted abbreviation of such terms. The name must not be the same as, deceptively similar to or similar to that of an existing corporate, limited liability company, or limited partnership name on file with the secretary of state. A preliminary check for "name availability" is recommended.

**Article 2 - Registered Agent and Registered Office (Select and complete either A or B and complete C.)**

☐ A. The initial registered agent is an organization (cannot be company named above) by the name of:

**OR**

☒ B. The initial registered agent is an individual resident of the state whose is set forth below.

First Name

M.I.

Last Name

Suffix

Sandy

J

Eisenbach

C. The business address of the registered agent and the registered office address is:

Street Address

City

TX

Zip Code

1204 Winchester Way

Bedford

76022

**Article 3 - Management**

A. ☐ The limited liability company is to be managed by managers. The names and addresses of the initial managers are set forth below:

**OR (Select either option A or option B; do not select both.)**

B. ☒ The limited liability company will not have managers. Management of the company is reserved to the members. The names and addresses of the initial members are set forth below:

**Manager/Member Name and Address Information**

**MANAGER/MEMBER 1**

**LEGAL ENTITY:** The manager/member is a legal entity named:

**INDIVIDUAL:** The manager/member is an individual whose name is set forth below:

First Name

M.I.

Last Name

Suffix

Sandy

J

Eisenbach

**ADDRESS OF MANAGER/MEMBER 1:**

Street Address

City

State

Zip Code

1204 Winchester Way

Bedford

TX

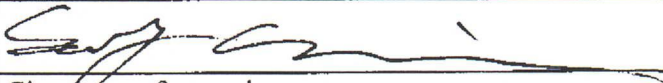
76022

**MANAGER/MEMBER 2**

**LEGAL ENTITY:** The manager/member is a legal entity named:

**INDIVIDUAL:** The manager/member is an individual whose name is set forth below.



First Name Angela	M.I. D	Last Name Eisenbach	Suffix
ADDRESS OF MANAGER/MEMBER 2:			
Street Address 1204 Winchester Way	City Bedford	State TX	Zip Code 76022
MANAGER/MEMBER 3:			
LEGAL ENTITY: The manager/member is a legal entity named:			
INDIVIDUAL: The manager/member is an individual whose name is set forth below.			
First Name	M.I.	Last Name	Suffix
ADDRESS OF MANAGER/MEMBER 3:			
Street Address	City	State	Zip Code
Article 4 – Duration			
The period of duration is perpetual.			
Article 5– Purpose			
The purpose for which the company is organized is for the transaction of any and all lawful business for which limited liability companies may be organized.			
Supplemental Provisions/Information			
Text Area			
[The attached addendum are incorporated herein by reference.]			
Organizer			
The name and address of the organizer is set forth below.			
Name Sandy J Eisenbach			
Street Address 1204 Winchester Way	City Bedford	State TX	Zip Code 76022
Effective Date of Filing			
A. <input checked="" type="checkbox"/> This document will become effective when the document is filed by the secretary of state.			
OR			
B. <input type="checkbox"/> This document will become effective at a later date, which is not more than ninety (90) days from the date of its filing by the secretary of state. The delayed effective date is _____			
Execution			
The undersigned signs this document subject to the penalties imposed by law for the submission of a false or fraudulent document.			
			
Signature of organizer			



ST, PA04B

From: pao4b@state.pa.us

Sent: Wednesday, December 09, 2009 3:26 PM

To: ST, PA04B

Subject: PA04B New Registration

275837

 PENNSYLVANIA DEPARTMENT OF STATE  
 CORPORATION BUREAU  
 Application For Registration - Foreign

- > Registered Limited Liability General Partnership (§ 8211)  
 Registered Limited Liability Limited Partnership (§ 8211)  
 Limited Partnership (§ 8582)  
☒ Limited Liability Company (§ 8981)

Document will be returned to the name and address you enter below.

 Name  
 Sandy Eisenbach  
 Address  
 921 Shiloh Road  
 Address  
 B300  
 City  
 Tyler

 State Zip  
 Code  
 TX 75703

 Commonwealth of Pennsylvania  
 APPLICATION FOR REGISTRATION 2 Page(s)


T1002011104

Email: sandy@elsenbachconsulting.com

Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

- The name to be registered is:  
Eisenbach Consulting, LLC
- (If the name set forth in paragraph 1 is not available for use in this Commonwealth, complete the following):  
The name under which the limited liability company/limited liability partnership/limited partnership proposes to register and do business in this Commonwealth is:
- The name of the jurisdiction under the laws of which it was organized and the date of its formation:  
Jurisdiction:TX Date of Formation:05/06/2004
- The (a) address of this initial registered office in this Commonwealth or (b) name of its commercial registered office and the county of venue is:  

(a)Number and Street	City	State	Zip	County
(b)Name of Commercial Registered Office Provider				County
National Registered Agents, Inc				Dauphin
- Check and complete one of the following:  
 The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:  

921 Shiloh RoadB300	Tyler	TX	75703
Number and Street	City	State	Zip

C. Cortes

It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

Number and Street City State Zip

PA DEPT. OF STATE

12/10/2009

JAN 19 2010

~~For Restricted Professional Limited Liability Company Only. Strike out if inapplicable. The company is a restricted professional company organized to render the following professional services(s):~~  
~~Energy Consulting~~

7. The name and business address of each general partner.  
Name Address(es)

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:

Number and Street City State Zip

The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned  
has caused this Application for Registration to  
be signed by a duly authorized officer/member  
or manager thereof this

14th day of January, 2010

Eisenbach Consulting, LLC

Name of Partnership/Company

Signature  
Managing Director  
Title

0583720091209



September 20, 2022

Angela Miles  
Eisenbach Consulting, LLC  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703

Dear Angela Miles:

We are pleased that Eisenbach Consulting, LLC has applied for a license to provide Natural Gas Broker/Marketer Services on the distribution system of Columbia Gas of Pennsylvania, Inc. ("Columbia Gas").

Under Paragraph 2.4.5 of the Rules Applicable to Distribution Service section of the Tariff of Columbia Gas, Eisenbach Consulting, LLC could be required to provide to Columbia Gas a bond or other financial security instrument in an amount that Columbia Gas determines to be appropriate. Eisenbach Consulting, LLC has indicated only brokering and consulting services will be provided. Therefore, we have determined at this time that Eisenbach Consulting, LLC does not need a bond or other financial security requirement to provide broker natural gas services to Columbia Gas customers.

If the creditworthiness requirement or Columbia Gas' exposure to Eisenbach Consulting, LLC changes in the future, Columbia Gas might deem it appropriate to require Eisenbach Consulting, LLC to provide a bond or other financial security instrument.

Please feel free to contact me at 614-460-4980 should you have any questions regarding a bond or other financial security instrument requirements of Columbia Gas.

Sincerely,

*Kylia Davis*

Kylia Davis  
Manager of Choice and Transportation Support Services



375 North Shore Drive  
Pittsburgh, Pennsylvania 15212

[www.peoples-gas.com](http://www.peoples-gas.com)

**Carol Scanlon**  
Manager, Rates

**Peoples Service Company LLC**  
Phone: 412-208-6931  
Email: [Carol.Scanlon@peoples-gas.com](mailto:Carol.Scanlon@peoples-gas.com)

September 22, 2022

Sandy Eisenbach  
Managing Director  
Eisenbach Consulting, LLC  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703

Dear Ms. Eisenbach:

We are pleased that Eisenbach Consulting, LLC has applied for a license to provide natural gas services on the Peoples Group of Companies. Specifically you have requested to be licensed as a supplier on the distribution systems of Peoples Natural Gas Company LLC, and Peoples Gas Company LLC (formerly Peoples TWP) ("the Companies").

Since Eisenbach Consulting, LLC is not currently serving customers on the Peoples systems, we have determined at this time that Eisenbach Consulting, LLC does not need a bond or other financial security requirement to provide these services to the Company's customers.

If a Pool is established, and customers are enrolled which alters the creditworthiness requirement or the Company's exposure to Eisenbach Consulting, LLC provision of services on the Peoples' system changes in the future, the Companies may deem it appropriate to require a bond or other financial instrument.

If you have any questions feel free to contact me at 412-208-6931 or by email at [Carol.Scanlon@peoples-gas.com](mailto:Carol.Scanlon@peoples-gas.com).

Sincerely,

Carol Scanlon  
Manager, Rates  
Peoples Natural Gas Company LLC

Cc: Stephen Kelly  
Mina Speicher



**PHILADELPHIA GAS WORKS**

800 West Montgomery Avenue • Philadelphia, PA 19122

9/20/2022

Eisenbach Consulting, LLC  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703

[angela.miles@eisenbachconsulting.com](mailto:angela.miles@eisenbachconsulting.com)

RE: Security Requirement Bond for Eisenbach Consulting, LLC.

Dear Ms. Angela Miles

Philadelphia Gas Works ("PGW") is aware that Eisenbach Consulting, LLC has filed an application with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania and specifically within the services territory of Philadelphia Gas Works.

As you know, in making such an application, Eisenbach Consulting, LLC must furnish acceptable security to each utility where Eisenbach Consulting, LLC will do business. As such, under its tariff, Philadelphia Gas Works could require Bounce Energy, Inc to provide a bond or other financial security instrument in an amount that Philadelphia Gas Works determines to be appropriate.

However, you have indicated, and it is Philadelphia Gas Works' understanding, that Eisenbach Consulting, LLC intends only to provide natural gas aggregating, brokering, and consulting services at this time. You have stated that in performing these services Eisenbach Consulting, LLC will never take title to any delivered natural gas.

Based upon your representations, Philadelphia Gas Works has determined that, at this time, Eisenbach Consulting, LLC does not need to post a bond or other form of security to operate in its service territory. If the services provided by Eisenbach Consulting, LLC should change, Philadelphia Gas Works reserves the right to require security from Eisenbach Consulting, LLC as it deems appropriate.

If you have any questions concerning the foregoing, please contact me at 215-684-6725.

Sincerely,

A handwritten signature in blue ink, appearing to read "JCZ", is written over the printed name.

JOHN C. ZUK  
Sr. Vice President, Gas Management

/dls





# VALLEY ENERGY

523 S. Keystone Avenue, P.O. Box 340, Sayre, PA 18840  
800/998-4427 • 570/888-9664 • FAX 570/888-6199

September 21, 2022

## VIA EMAIL

Eisenbach Consulting, LLC  
Attn: Angela Miles  
5759 Eagles Nest Blvd., Suite 1  
Tyler, TX 75703  
[angela.miles@eisenbachconsulting.com](mailto:angela.miles@eisenbachconsulting.com)

Dear Ms. Miles:

We understand that Eisenbach Consulting, LLC has applied with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania including our company's service area.

Because Eisenbach Consulting, LLC intends to only provide natural gas aggregating, brokering and consulting services at this time, we have determined that Eisenbach Consulting, LLC will not be required to post a bond or other form of financial security instrument to provide these services in our service area. However, if the services provided change in the future, we reserve the right to require security from Eisenbach Consulting, LLC as deemed appropriate.

If you have any questions, please contact Jamie Levering at 570-888-9664 (Ext. 5232).

Sincerely,

Edward E. Rogers  
President & CEO

EER/ss

cc: J. Levering, Valley Energy



**National Fuel**

September 20, 2022

Eisenbach Consulting, LLC  
Attn: Angela Miles  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703

Dear Angela,

National Fuel Gas Distribution Corporation ("NFGDC") is aware Eisenbach Consulting, LLC (EC) has filed an application with the Pennsylvania Public Utility Commission to supply natural gas service to the public in Pennsylvania and specifically within the service territory of NFGDC.

As you know, in making such an application, EC must furnish acceptable security to each utility where EC will do business. As such, under its tariff, NFGDC could require EC to provide a bond or other financial security instrument in an amount that NFGDC determines to be appropriate.

However, you have indicated, and it is NFGDC's understanding that EC intends only to provide natural gas aggregating, brokering and consulting services at this time. You have stated that, in performing these services, EC will never take title to any delivered natural gas, nor will it accept any customer payments or deposits.

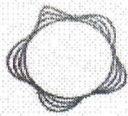
Based upon your representations, NFGDC has determined that, at this time, EC does not need to post a bond or other form of security to operate in its service territory. However, if the services provided by EC change in the future, NFGDC reserves the right to require security from EC as it deems appropriate.

If you have any questions concerning the foregoing, please contact me at 716-857-7541.

Yours truly,

Nicole Barker  
Transportation Services Department





**peco**<sup>SM</sup>

AN EXELON COMPANY

October 20, 2022

Eisenbach Consulting, LLC  
Attn: Angela Miles  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703.

Re: Bonding Requirements

Dear Eisenbach Consulting, LLC

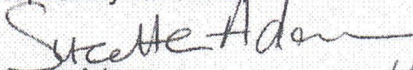
PECO is aware that Eisenbach Consulting, LLC has applied for a license to provide brokering and consulting services to commercial and industrial customers on the distribution system of PECO.

In making such an application Eisenbach Consulting, LLC could be required to provide to PECO a bond or other acceptable financial security in an amount that PECO determines to be appropriate. Eisenbach Consulting, LLC has indicated that it intends to provide only brokering and consulting services to commercial and industrial customers will not take title to any delivered natural gas; nor will accept any customer payments or deposits.

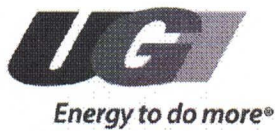
Therefore, PECO has determined at this time that Eisenbach Consulting, LLC does not need a bond or other financial security requirement, since they are not directly engaging in business with PECO and only providing brokering or consulting services to PECO customers. However, if the services provided by Eisenbach Consulting, LLC or the creditworthiness requirement for PECO's exposure to Eisenbach Consulting, LLC changes in the future, PECO reserves the right to require Eisenbach Consulting, LLC to provide a bond or other financial security instrument.

If you should have any questions regarding this matter, please contact Wanda Rucker at [wanda.rucker@exeloncorp.com](mailto:wanda.rucker@exeloncorp.com).

Respectfully submitted,

  
Suzette Adams (Au)  
Manager, Gas Supply and Transportation  
2301 Market  
Philadelphia, PA 19103





UGI Utilities, Inc.  
1 UGI Drive  
Denver, PA 17517

610-796-3400

**VIA E-MAIL**

October 20, 2022

Eisenbach Consulting, LLC  
5759 Eagles Nest Boulevard  
Suite 1  
Tyler, TX 75703

**ATTENTION: Angela Miles**

**RE: Eisenbach Consulting, LLC  
Application to Serve as a Natural Gas Broker**

Dear Ms. Miles,

Based on your assertion that Eisenbach Consulting, LLC ("Eisenbach Consulting") is applying with the State of Pennsylvania to operate as a natural gas broker/marketer, UGI Utilities, Inc.-Gas Division ("UGIU") has concluded that Eisenbach Consulting will not need to post security with UGIU. This is based on the declaration that Eisenbach Consulting will be acting in conjunction with a licensed natural gas supplier who has been approved by the Pennsylvania Public Utility Commission to serve in the applicable UGIU service territories and who has posted the required financial security as specified in the UGIU Tariff. If Eisenbach Consulting wishes to directly serve Choice customers in the service territories of UGIU in the future as a natural gas supplier, it will have to post security as specified in the UGIU Tariff prior to the commencement of the service.

Please feel free to contact me with any additional questions you may have.

Sincerely,

Sherry Epler  
Senior Manager  
Tariff & Supplier Administration

SE/rks

## **8. Technical Fitness**

### **a. Experience**

#### **Eisenbach Consulting, LLC**

**Sandy Eisenbach**  
**Managing Director**  
**Eisenbach Consulting, LLC**

Sandy Eisenbach began Eisenbach Consulting in 2002 after Texas deregulated its power market. As the founder of one of the first aggregators licensed in the State of Texas (Aggregator #80156), the largest deregulated power market in the U.S., Sandy Eisenbach has established a reputation for excellence in the field of energy consulting among his peers.

Sandy Eisenbach led Eisenbach Consulting as one of the founding and voting members of TEPA (Texas Electricity Professionals Association) and has been personally certified by TEPA.

**Nathan Woodfin**  
**Managing Consultant**  
**Eisenbach Consulting, LLC**

Nathan Woodfin manages the day to day operations of Eisenbach Consulting, LLC's commercial and industrial energy procurement business. After graduating from Stephen F. Austin University with a Marketing degree, Nathan began his energy career at Spark Energy, a national Electric and Gas Supplier based in Houston Texas as a Business Development Manager, responsible for managing relationships with dozens of Aggregators, Brokers and Consultants. Nathan joined Eisenbach Consulting, LLC in 2008 and soon after became a Certified Energy Professional through TEPA.

Eisenbach Consulting, LLC employs a staff of 6 in its offices in Tyler, Texas. Our energy consultants are among the best in the industry, with extensive experience ranging from 30 year careers with local distribution companies to experience in sales at various Retail Electric Providers. The sales team continually undergoes training in order to keep up with commodity trends and sales protocol. We take great pride in the level of expertise and professionalism that we believe is uniquely extensive at Eisenbach Consulting.



## Resume for Sandy Eisenbach

---

### SUMMARY:

A capable and creative business leader with exceptional aptitudes for business administration and marketing. Extensive experience as an entrepreneurial manager, creating and managing teams capable of growing a company from the ground floor.

### SKILL SET:

**Business Administration:** Human Resources, Office Management, Project Management, Customer Service Management, Employee Evaluations

**Accounting:** Payroll, Account Receivables, Account Payables, Commission Reporting, Report Design, Tax Preparation

**Legal:** Contract negotiation, document review, regulatory preparedness and oversight

**Sales & Marketing:** Search Engine Marketing, Content publication, Guerilla marketing, Residential and Commercial Consumer Behavior, Customer Feedback, Performance Incentive design and implementation

**Technology:** Proficiency leading development teams with high-level understanding of platforms, languages and frameworks

**Energy:** Energy Management - Demand Response, Power Factor Correction, Deregulated Market Analysis, Billing Audits. Energy Procurement – Power, Natural Gas, Co-Generation

### EXPERIENCE:

**Eisenbach Consulting, LLC**

**2002-Present**

**Managing Director**

*National Leader in Energy Procurement and Management for both Commercial and Industrial Consumers*

- Established and managed relationships with over 25 regional and national energy retailers
- Constructed and/or reviewed hundreds of contracts with and from energy retailers
- Managed recruitment and training of energy professionals from various energy and financial institutions
- Designed marketing strategy which led to the enrollment of tens of thousands of residential customers and thousands of commercial customers
- Implemented processes to effectively increase renewal rates for commercial customers
- Supervised all company managers, including commercial sales, residential sales, accounting, Information Technology. Collaborated with each to establish goals and implement performance incentives
- Oversaw entry into and development of new markets including Pennsylvania, New Jersey, Illinois, Maryland, Ohio, Connecticut and New York
- Designed and oversaw development of expansive customer relationship management software
- Achieved and maintained A+ BBB rating with the Better Business Bureau

**LOCALiQ**

Erie Times-News | The Intelligencer  
Bucks County Courier Times  
The Daily American | Beaver County Times  
Pocono Record | Burlington County Times

PO Box 630531 Cincinnati, OH 45263-0531

**PROOF OF PUBLICATION**

Sandy Eisenbach Consulting LLC  
Eisenbach Consulting LLC  
5759 Eagles Nest Blvd #1  
Tyler TX 75703

## STATE OF PENNSYLVANIA, COUNTY OF ERIE

The Erie Times-News is a newspaper of general circulation, whose principal place of business is at 205 W 12<sup>th</sup> Street, Erie, Pennsylvania. That a copy of the printed notice, hereto attached, is exactly as the same was printed and published in the regular edition of the Erie Times-News, published in the issue dated:

09/23/2022

Sworn to and subscribed before on 09/23/2022

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
**NOTICE**

Applications of Eisenbach Consulting, LLC For Approval To Offer, Render, or Furnish Services as an Aggregator and Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.  
Eisenbach Consulting, LLC will be filing an application with the Pennsylvania

Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. Eisenbach Consulting, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity, and an aggregator engaged in the business of supplying electricity. Eisenbach Consulting, LLC proposes to sell electricity, natural gas and related services throughout all of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the Electricity Generation Customer Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Eisenbach Consulting, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Eisenbach Consulting, LLC at the address listed below.

Eisenbach Consulting, LLC  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703  
Phone: 1-800-977-4020  
FAX: 1-800-977-4020

(9-7816660-NT-23)

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

Publication Cost: \$298.08

Order No: 7816660

# of Copies:

Customer No: 576426

1

PO #:

**THIS IS NOT AN INVOICE!***Please do not use this form for payment remittance.*

NICOLE JACOBS  
Notary Public  
State of Wisconsin





# The Patriot News

## LEGAL AFFIDAVIT

AD#: 0010449169

Commonwealth of Pennsylvania,) ss  
County of Cumberland)

Christine Arnold being duly sworn, deposes that he/she is principal clerk of PA Media Group; that The Patriot News is a public newspaper published in the city of Mechanicsburg, with general circulation in Cumberland and Dauphin and surrounding counties, and this notice is an accurate and true copy of this notice as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following date(s):

The Patriot News 09/22/2022

Principal Clerk of the Publisher

Sworn to and subscribed before me this 22th day of September 2022

Notary Public

Commonwealth of Pennsylvania - Notary Seal  
Crystal B. Rosensteel, Notary Public  
Dauphin County  
My commission expires June 27, 2024  
Commission number 1299212  
Member, Pennsylvania Association of Notaries

### PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

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Tyler, TX 75703  
Phone: 1-800-977-4020  
FAX: 1-800-977-4020

# The Philadelphia Inquirer

801 MARKET STREET, SUITE 300, PHILADELPHIA, PA 19107

## Affidavit of Publication

On Behalf of:  
EISENBACH CONSULTING, LLC  
5759 Eagles Nest Blvd., Suite 1  
Tyler, TX 75703

STATE OF PENNSYLVANIA COUNTY OF PHILADELPHIA:

Before the undersigned authority personally appeared the undersigned who, on oath represented a and say: that I am an employee of The Philadelphia Inquirer, LLC, and am authorized to make this affidavit of publication, and being duly sworn, I depose and say:

1. The Philadelphia Inquirer, LLC is the publisher of the Philadelphia Daily News, with its headquarters at 801 Market Street, Suite 300, Philadelphia, Pennsylvania 19107.
2. The Philadelphia Daily News is an edition of The Philadelphia Inquirer. The Philadelphia Daily News is continuously published and distributed Sunday-Friday in the City of Philadelphia, count and state aforesaid.
3. The printed notice or publication attached hereto set forth on attached hereto was published in all regular print editions of the Philadelphia Daily News on

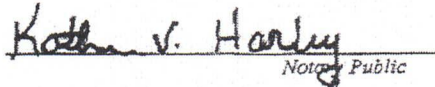
### Legal Notices

as published in Daily News Legals in the issue(s) of:

9/23/2022

4. Under oath, I state that the following is true and correct, and that neither I nor The Philadelphia Inquirer, LLC have any interest in the subject matter of the aforesaid notice or advertisement.



  
Notary Public

My Commission Expires:

Commonwealth of Pennsylvania - Notary Seal  
KATHERINE V. HARLEY, Notary Public  
Philadelphia County  
My Commission Expires May 25, 2025  
Commission Number 1312829

Ad No: 115931

Customer No: 105394

## COPY OF ADVERTISEMENT

### PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

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Tyler, TX 75703  
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**Proof of Publication of Notice in Pittsburgh Post-Gazette**

Under Act No 587, Approved May 16, 1929, PL 1784, as last amended by Act No 409 of September 29, 1951

Commonwealth of Pennsylvania, County of Allegheny, ss T. Kopyar, being duly sworn, deposes and says that the Pittsburgh Post-Gazette, a newspaper of general circulation published in the City of Pittsburgh, County and Commonwealth aforesaid, was established in 1993 by the merging of the Pittsburgh Post-Gazette and Sun-Telegraph and The Pittsburgh Press and the Pittsburgh Post-Gazette and Sun-Telegraph was established in 1960 and the Pittsburgh Post-Gazette was established in 1927 by the merging of the Pittsburgh Gazette established in 1786 and the Pittsburgh Post, established in 1842, since which date the said Pittsburgh Post-Gazette has been regularly issued in said County and that a copy of said printed notice or publication is attached hereto exactly as the same was printed and published in the \_\_\_\_\_ regular \_\_\_\_\_ editions and issues of the said Pittsburgh Post-Gazette a newspaper of general circulation on the following dates, viz:

**22 of September, 2022**

Affiant further deposes that he/she is an agent for the PG Publishing Company, a corporation and publisher of the Pittsburgh Post-Gazette, that, as such agent, affiant is duly authorized to verify the foregoing statement under oath, that affiant is not interested in the subject matter of the afore said notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

  
 PG Publishing Company

Sworn to and subscribed before me this day of:  
 September 22, 2022



Commonwealth of Pennsylvania - Notary Seal  
 Karen Flaherty, Notary Public  
 Allegheny County  
 My commission expires November 16, 2024  
 Commission number 1386128  
 Member, Pennsylvania Association of Notaries

**STATEMENT OF ADVERTISING COSTS**

Eisenbach Consulting, LLC  
 5759 Eagles Nest Blvd., Suite 1  
 Tyler Texas 75703

To PG Publishing Company

Total ----- \$544.00

**Publisher's Receipt for Advertising Costs**

PG PUBLISHING COMPANY, publisher of the Pittsburgh Post-Gazette, a newspaper of general circulation, hereby acknowledges receipt of the aforesaid advertising and publication costs and certifies that the same have been fully paid.

Office  
 2201 Sweeney Drive  
 CLINTON, PA 15026  
 legaladvertising@post-gazette.com  
 Phone 412-263-1440

PG Publishing Company, a Corporation, Publisher of  
 Pittsburgh Post-Gazette, a Newspaper of General Circulation

By \_\_\_\_\_

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

**COPY OF NOTICE  
OR PUBLICATION****PENNSYLVANIA  
PUBLIC UTILITY  
COMMISSION  
NOTICE**

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 Tyler, TX 75703  
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 FAX: 1-800-977-4020



The Scranton Times (Under act P.L. 877 No 160. July 9,1976)  
Commonwealth of Pennsylvania, County of Lackawanna

EISENBACH CONSULTING, LLC  
5759 EAGLES NEST BLVD  
TYLER TX 75703

Account # 634673  
Order # 82665042  
Ad Price: 1008.00

LOCAL RETAIL

Sharon Venturi

Being duly sworn according to law deposes and says that (s)he is Billing clerk for The Scranton Times, owner and publisher of The Scranton Times, a newspaper of general circulation, established in 1870, published in the city of Scranton, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

09/22/2022

Affiant further deposes and says that neither the affiant nor The Scranton Times is interested in the subject matter of the aforesaid notice of advertisement and that all allegations in the foregoing statement as time, place and character or publication are true Sharon Venturi

Sworn and subscribed to before me  
this 22nd day of September A.D., 2022

Kathleen Weaver  
(Notary Public)

Commonwealth of Pennsylvania - Notary Seal  
Kathleen Weaver, Notary Public  
Lackawanna County  
My commission expires June 14, 2025  
Commission number 1314506  
Member, Pennsylvania Association of Notaries

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

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**Eisenbach Consulting, LLC**

5759 Eagles Nest Blvd, Suite 1

Tyler, TX 75703

Phone: 1-800-977-4020

FAX: 1-800-977-4020

**WILLIAMSPORT SUN-GAZETTE**  
**PROOF OF PUBLICATION**

**STATE OF PENNSYLVANIA**  
**COUNTY OF LYCOMING, CLINTON, SULLIVAN &**  
**TIOGA/BRADFORD SS:**

Robert O. Rolley, Jr., Publisher of the Williamsport Sun-Gazette LLC publishers Williamsport Sun-Gazette, successor to the Williamsport Sun and the Gazette & Bulletin, both daily newspapers of general circulation, published at 252 West Fourth Street, Williamsport, Pennsylvania, being duly sworn, deposes and says that the Williamsport sun was established in 1870 and the Gazette & Bulletin was established in 1801, since which dates said successor, the Williamsport Sun-Gazette has been regularly issued and published in the County of Lycoming aforesaid, and that a copy of the printed notice is attached hereto exactly as the same was printed and published in the regular editions of said Williamsport Sun-Gazette on the following dates, viz:

23 Sep 2022

Affiant further deposes that he is an officer daily authorized by the Sun-Gazette LLC, publisher of the Williamsport Sun-Gazette, to verify the foregoing statement under oath and declare that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all the allegations in the foregoing statement as to time, place and character of publication are true

Rob O. Rolley  
SUN-GAZETTE LLC

Sworn to and subscribed before me

The 23rd day of September 2022

Beth A. Miller  
Notary Public

Commonwealth of Pennsylvania • Notary Seal  
BETH A MILLER - Notary Public  
Lycoming County  
My Commission Expires Jun 4, 2024  
Commission Number 1297751

**PENNSYLVANIA**  
**PUBLIC UTILITY**  
**COMMISSION**  
**NOTICE**

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Eisenbach Consulting,  
LLC  
5759 Eagles Nest Blvd,  
Suite 1  
Tyler, TX 75703  
Phone: 1-800-977-4020  
FAX: 1-800-977-4020



COMMONWEALTH OF PENNSYLVANIA }  
County of Cambria } SS

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

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**Eisenbach Consulting, LLC**  
5759 Eagles Nest Blvd, Suite 1  
Tyler, TX 75703  
Phone: 1-800-977-4020 FAX: 1-800-977-4020

On this 21st day of October A.D. 2022, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Christine Marhefka, who being duly sworn according to law, deposes and says as Sales Manager / Major Accounts of the Tribune-Democrat, Johnstown, PA, a newspaper of general circulation as defined by the "Newspaper Advertising Act", a merger September 8, 1952, of the Johnstown Tribune, established December 7, 1853; and of the Johnstown Democrat, established March 5, 1863,

County of Cambria, and Commonwealth of Pennsylvania and the matter published in said publication in the regular issues of, on October 21, 2022; and that the Affiant is not advertising and that all of the allegations as to time, place and

*Christine Marhefka*

STATEMENT OF ADVERTISING COSTS

Signed and sworn to before me on  
21st day of October, 2022,  
by Christine Marhefka making the statement.

*[Signature]*

Commonwealth of Pennsylvania - Notary Seal  
Vivian Ohs, Notary Public  
Cambria County  
My commission expires December 6, 2024  
Commission number 1123017  
Member, Pennsylvania Association of Notaries

0.00 Lines @	\$2.70 per line	0.00
7 Inches @	\$27.00 per inch	189.00
Notary Fee		5.00
Clerical Fee		2.50
<b>Total Cost</b>		<b>196.50</b>

To The Tribune-Democrat, Johnstown, PA  
For publishing the notice or publication  
attached hereto on the above stated dates.

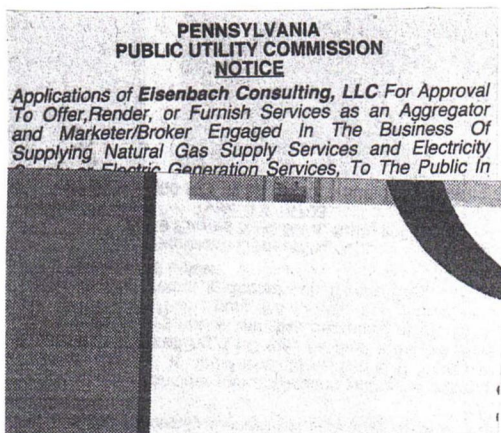
PUBLISHER'S RECEIPT FOR ADVERTISING COSTS

VIVIAN OHS for publisher of TRIBUNE-DEMOCRAT  
a newspaper of general circulation, hereby acknowledges receipt of the aforesaid  
and publication costs and certifies that the same has been duly paid.

TRIBUNE-DEMOCRAT  
(Name of Newspaper)  
By *[Signature]*



COMMONWEALTH OF PENNSYLVANIA } SS  
County of Cambria



On this 21st day of October A.D. 2022, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Christine Marhefka, who being duly sworn according to law, deposes and says as Sales Manager / Major Accounts of the Tribune-Democrat, Johnstown, PA, a newspaper of general circulation as defined by the "Newspaper Advertising Act", a merger September 8, 1952, of the Johnstown Tribune, established December 7, 1853; and of the Johnstown Democrat, established March 5, 1863,

published continuously at Johnstown Pa. in the County of Cambria, and Commonwealth of Pennsylvania and that the annexed is a true copy of a notice in the above matter published in said publication in the regular issues of The Johnstown Tribune-Democrat, Johnstown, PA, on October 21, 2022; and that the Affiant is not interested in the subject matter of said notice or advertising and that all of the allegations as to time, place and character of said publication are true.

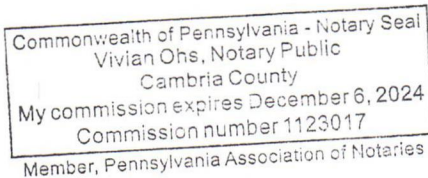
Christine Marhefka

STATEMENT OF ADVERTISING COSTS

Signed and sworn to before me on  
21st day of October, 2022,  
by Christine Marhefka making the statement.

[Signature]

0.00 Lines @ \$2.70 per line	0.00
7 Inches @ \$27.00 per inch	189.00
Notary Fee	5.00
Clerical Fee	2.50
<b>Total Cost</b>	<b>196.50</b>



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a newspaper of general circulation, hereby acknowledges receipt of the aforesaid  
and publication costs and certifies that the same has been duly paid.

TRIBUNE-DEMOCRAT  
(Name of Newspaper)  
By [Signature]